



EXH 1713

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Group Art Unit: 1713

Linda N. Winslow

Examiner: Robert D. Harlan

Serial No.: 10/087,028

Filed: March 1, 2002

For: DIMINE COMPLEXES FOR OLEFIN POLYMERIZATION

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RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
U.S. Patent & Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Restriction Requirement dated May 2, 2003, Applicant elects the Group II claims, claims 12 - 20 with traverse.

The restriction requirement is based on an assertion that the product (Group I) can be used in a materially different process "such as isomerization and hydrogenation". There is no evidence that such is the case. Olefin polymerization, the subject matter of the Group II claims, ordinarily proceeds with the introduction of hydrogen to stabilize the polymerization process and lower the melt index of the polyolefin polymer produced. If the catalyst had any substantial hydrogenation activity, the hydrogen would be rapidly consumed, also consuming valuable olefin monomer in the process.

There is no evidence that the catalysts of the Group I claims are suitable for either isomerization or for hydrogenation. Moreover, Applicant does not believe that any

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unreasonable search burden is placed on the Office, in view of only two subclasses being involved, and in view of the commonality of subject matter between the two groups. Withdrawal of the restriction requirement is thus solicited. If the restriction is not withdrawn, Applicant respectfully requests citation of a reference which supports the rationale for restriction.

Respectfully submitted,

Linda N. Winslow

By: 

William G. Conger

Reg. No. 31,209

Attorney/Agent for Applicant

Date: May 12, 2003

BROOKS & KUSHMAN P.C.

1000 Town Center, 22nd Floor

Southfield, MI 48075

Phone: (248) 358-4400

Fax: (248) 358-3351